

STATE OF NEBRASKA
DEPARTMENT OF ROADS
ADDENDUM NO. 1
AND
ELECTRONIC BIDDING SYSTEM
AMENDMENT NO. 1
PROJECT NO. HSIP-6-4(127)
CONTROL NO. 71121
CALL NO. 705
E JCT US-6/N-44
LETTING DATE: APRIL 29, 2010

The Schedule of Items is amended as follows:

1. In Group 9, the bid item "Traffic Control Management" has been added with a quantity of 48.000 DAY.

The EBS generated bid item sheets must show this correction or the bid will be considered void.

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The Special Provisions are amended to include the following:

TRAFFIC CONTROL MANAGEMENT

Description and General Requirements

Paragraph 1. of Subsection 422.01 in the Standard Specifications is void and superseded by the following:

- 1.a. This work consists of furnishing, installing at the locations shown on the plans, operating, maintaining, and when work is complete, removing the temporary traffic control devices described in this Section. This work shall also consist of providing Traffic Control Management by furnishing one or more qualified individuals who shall be specifically responsible for performing or supervising the installation, inspection, maintenance, and removal of those devices.
- b. When project conditions warrant, the Engineer may suspend the need for Traffic Control Management and will notify the Contractor accordingly. The Contractor shall be given at least three days' notice of the suspension, but the work may be suspended in a lesser time if mutually acceptable to the Department and the Contractor. During periods when no payment is being made for Traffic Control Management under this Special Provision, this provision will not apply.

Paragraphs 2.i., 2.j.(2)(ii), and 2.k. of Subsection 422.01 of the Standard Specifications are void.

Paragraph 2. of Subsection 422.01 of the Standard Specifications is amended to include the following:

- p.(1) The Contractor shall designate an individual, other than the Project Superintendent, to be the Traffic Control Manager for the project. This person shall be certified as a Traffic Control Supervisor or Traffic Control Technician by the American Traffic Safety Services Association (ATSSA). Other certifications may be accepted if approved by the Engineer. The Traffic Control Manager shall also possess a current Flagger Certification Card. Copies of the Traffic Control Manager's certifications shall be provided to the Engineer prior to the installation of any traffic control devices on the project.
- (2) The Contractor may also designate one or more Assistant Traffic Control Managers for the project. These individuals shall possess a valid Flagger Certification Card and be qualified by certification as a Traffic Control Technician by the American Traffic Safety Services Association (ATSSA) or by certification according to the Department's certification program for Assistant Traffic Control Managers.
- (3) In order to be qualified according to the Department's Certification Program, the prospective assistant traffic control manager must:
 - i. View the 47-minute video "Training and Certification of Assistant Traffic Control Managers."
 - ii. Correctly answer 80 percent of the questions on an examination that accompanies the video.
- (4) Upon satisfactory completion of the training and examination procedure, the prospective assistant traffic control manager shall be issued an Assistant Traffic Control Manager Certification Card by the examining contractor. The assistant traffic control manager's name, social security number, and test score shall be reported to the Construction Engineer on DR Form 90a, "Certification Report for Assistant Traffic Control managers."
- (5) The video examination forms, Assistant Traffic Control Manager Cards, and Certification Reports for Assistant Traffic Control Managers shall be furnished by the Department.
- q. The Traffic Control Manager or Assistant Traffic Control Manager shall be available and reasonably accessible (within 30 minutes) to the project during normal working hours on every day that work is being performed on the project and always on call at other times. During other than normal working hours, these individuals shall respond and be on the project within 60 minutes of notice being given that traffic control items on the project are in need of attention. The Contractor may elect to have an employee or employees perform this function simultaneously on more than one project, but shall not be relieved from the sanctions or disincentives that may be imposed for failure to meet the deadlines specified herein.
- r. The Traffic Control Manager's or Assistant Traffic Control Manager's activities on the project shall be dedicated to the purpose of monitoring and maintaining the

traffic control devices. The performance of other crafts or trades will be permitted, but shall be secondary to the performance of duties associated with traffic control.

- s. The Contractor shall provide prior to the installation of any traffic control devices on the project two to four telephone numbers where the Traffic Control Manager or an Assistant Traffic Control Manager may be reached 24 hours a day, seven days a week.
- t. The Traffic Control Manager or Assistant Traffic Control Manager shall have available at all times an approved, current version of the Traffic Control Plan.
- u. If corrective action is not taken by the Contractor within the times specified in Paragraph 2.q., the Engineer may suspend all work on the project until the problem is corrected. The Engineer shall make reasonable allowance for existing weather conditions in the case of materials whose installation is governed by temperature or other atmospheric conditions.

Construction Methods

Subsection 422.03 of the Standard Specifications is amended to include the following:

20. The Traffic Control Manager's or Assistant Traffic Control Manager's duties shall include:

- a. Insuring that all traffic control devices, including flagging operations, are functioning properly, are clean, and are correctly located as shown on the Traffic Control Plan or as directed by the Engineer. This provision in no way restricts the cleaning, repair, and maintenance of traffic control devices to the Traffic Control Manager or his or her assistants.
- b. Inspecting all traffic control devices on every calendar day that traffic control devices are in place, whether in use or covered. Inspections shall take place a minimum of twice daily, and at least two inspections shall be eight hours apart. However, during or following periods of inclement weather or when the situation warrants for other reasons, inspections shall be done more frequently. Additionally when flagger control is being utilized, at least one inspection each week shall be performed during flagging operations for monitoring purposes. The Traffic Control Manager or Assistant Traffic Control Manager shall perform the inspections.
- c. Monitoring the cleaning and maintenance of all traffic control devices and the placement of temporary pavement markings.
- d. Completing a Traffic Control Inspection form provided by the Engineer at the completion of each inspection. These forms shall be submitted daily to the Engineer, either in person or via facsimile transmission.
- e. Monitoring flagging operations on the project to insure signing and flagging techniques are in compliance with Department and ATSSA requirements (flagger location and proper spacing / signage as per the plans). The Traffic Control

Manager or Assistant Traffic Control Manager shall not act as a flagger, except in an emergency or when providing relief for short periods of time.

- f. Coordinating all traffic control operations, including those of subcontractors and suppliers.
- g. Coordinating traffic-related activities with the appropriate law enforcement, fire, and emergency medical agencies.
- h. Attending all project scheduling meetings.

Method of Measurement

Subsection 422.04 of the Standard Specifications is amended to include the following:

- 21.(1) Traffic Control Management is measured by the day for the actual number of days management and inspection are required and provided. Payment will only be made for one day of Traffic Control Management during each midnight-to-midnight period regardless of the number of Traffic Control Managers or assistants required to adequately perform the work.
- (2) No measurement will be made when the Engineer has suspended the need for Traffic Control Management and notified the Contractor accordingly.

Basis of Payment

Paragraph 1. of Subsection 422.05 of the Standard Specifications is amended to include the following:

Pay Item	Pay Unit
Traffic Control Management	Day (d)

Paragraph 15. of Subsection 422.05 of the Standard Specifications is renumbered to be Paragraph 16. Subsection 422.05 of the Standard Specifications is amended to include the following:

- 15. With regard to inspection, maintenance, and repair of temporary traffic control devices, an assessment in the amount of \$500 per occurrence per day shall be charged to the Contractor when any of the following occur (these assessments shall be in addition to any other liquidated damages which may be assessed):
 - a. The Contractor fails to respond within the timeframe specified in Paragraph 2.q. of the amended Subsection 422.01 of the Standard Specifications. Response time shall begin when:
 - 1) The Engineer notifies the Contractor of deficiencies in person;
 - 2) The Engineer makes notification of deficiencies via the 24-hour phone number(s) provided by the Contractor; or

- 3) The Engineer leaves a message or receives no answer at the number(s) provided;
- b. The Contractor fails to begin corrective actions to repair, replace, remove, relocate, or clean any traffic control devices or pavement markings within two hours of the completion of an inspection that uncovers deficiencies or within two hours of notification of deficiencies by the Engineer (including flagging operations).
- c. The Contractor fails to begin corrective actions to repair, replace, remove, relocate, or clean any traffic control devices or pavement markings within two hours of documented notification by an official law enforcement agency (including flagging operations).
- d. The Contractor fails to correct improper flagging procedures.
- e. The Contractor fails to make or report the inspections prescribed in this specification.
- f. The Engineer observes and documents any occurrence of the Contractor or his or her subcontractors flagrantly disregarding the necessary maintenance of traffic control devices that are in obvious need of attention.

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Upon execution of the contract, the plans will be revised to reflect this change.

DEPARTMENT OF ROADS

Original Signed by Claude Oie

Claude Oie
Construction Engineer

Issued: April 19, 2010

CO:705AD104

NOTICE: Only the contractors issued bidding proposals receive this addendum and responsibility for notifying any potential subcontractors or suppliers remains with the contractor.